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In re Application of: Van Gemen, Bob et al.

Application No.: 10006009

Filing Date: 12/04/01

Title: METHOD OF DETERMINING THERAPEUTIC ACTIVITY AND/OR POSSIBLE SIDE-EFFECTS OF A MEDICAMENT

Direct to: U. S. Patent and Trademark Office
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Alexandria, Virginia 22313-1450

NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

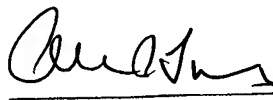
☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records. *has requested copies of the documents (replacements) and will provide them to the Office upon receipt.*

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

June 27, 2005
Date


Signature
Allen C. Turner
Registration No. 33,041
Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual use. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

PTO Doc Code: R251.RES (Rev. 03/05)



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

van Gemen et al.

Serial No.: 10/006,009

Filed: December 4, 2001

For: METHOD OF DETERMINING
THERAPEUTIC ACTIVITY AND/OR
POSSIBLE SIDE-EFFECTS OF A
MEDICAMENT

Confirmation No.: 7686

Examiner: D. Johannsen

Group Art Unit: 1634

Attorney Docket No.: 2183-5189US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

June 27, 2005
Date

Betty Vowles
Signature

Betty Vowles
Name (Type/Print)

COMMUNICATION REGARDING PRIORITY DOCUMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On January 4, 2002, Applicants transmitted certified copies of 01202168.9 and 00204322.2 to the United States Patent Office. A copy of the transmittal document, the first page of each priority documents and the returned postcard are enclosed as Exhibit A.

Applicants also enclose a copy of the PAIR "Artifact Sheet" printout which indicates both documents were received by the USPTO but not scanned (Exhibit B).

Serial No. 10/006,009

Applicants have requested another certified copy of both documents. One certified copy has been obtained, but the second has been problematic and has not yet been received. Applicants will transmit both copies to the USPTO upon receipt.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Allen C. Turner", written in a cursive style.

Allen C. Turner
Registration No. 33,041
Attorney for Applicant(s)
TRASKBRITT, P.C.
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: June 27, 2005

ACT/bv

Document in ProLaw



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

van Gemen et al.

Serial No.: 10/006,009

Filed: December 4, 2001

For: TESTING ENDOSYMBIONT
CELLULAR ORGANELLES AND
COMPOUNDS IDENTIFIABLE
THEREWITH

Examiner: To be assigned

Group Art Unit: To be assigned

Attorney Docket No.: 5189US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail (under 37 C.F.R. § 1.8(a)) on the date of deposit shown below with sufficient postage and in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

1-4-02
Date of Deposit

Lynette Eliason
Signature of registered practitioner or other person having reasonable basis to expect mailing to occur on date of deposit shown pursuant to 37 C.F.R. § 1.8(a)(1)(ii)
Lynette Eliason
Typed printed name of person whose signature is contained above

COMMUNICATION

Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed are certified copies of priority documents 00204322.2 filed December 4, 2000 and 01202168.9 filed June 6, 2001 for the above-referenced application.

Respectfully submitted,

Allen C. Turner

Registration No. 33,041

Attorney for Applicants

TRASK BRITT, P.C.

P. O. Box 2550

Salt Lake City, Utah 84110-2550

Telephone: (801) 532-1922

Date: January 4, 2002

THE PATENT & TRADEMARK OFFICE MAILROOM DATE STAMPED
HEREON IS AN ACKNOWLEDGEMENT THAT ON THIS DATE THE
PATENT & TRADEMARK OFFICE RECEIVED:

Communication; Certified copies of priority documents 01202168.9 and
00204322.2.

Invention: TESTING ENDOSYMBIONT CELLULAR ORGANELLES AND
COMPOUNDS IDENTIFIABLE THEREWITH

Applicant(s): van Gemen et al.

Filing date: January 4, 2002

Serial No.: 10/006,009

Date Sent: January 4, 2002 via first class mail

Client/Matter Docket No.: 2183-5189US

ACT/le



ARTIFACT SHEET

Indicate quantity of item(s) received by the USPTO but not scanned.

- ☒ Priority Document No. 60204322-2 Country EUROPEAN
Doc Code: FRPR
- ☐ CD(s) containing computer program listing
Doc Code: Computer
- ☐ Stapled Set(s) of Extra Color Drawings
Doc Code: Artifact
- ☐ CD(s) containing pages of specification ☐
and/or sequence listing ☐
Doc Code: Artifact
- ☐ CD(s) with content unspecified
Doc Code: Artifact
- ☐ Microfilm(s)
Doc Code: Artifact
- ☐ Video tape(s)
Doc Code: Artifact
- ☐ Other mass storage media, description: _____
Doc Code: Artifact
- ☐ Model(s)
Doc Code: Artifact
- ☐ Other, description: _____
Doc Code: Artifact
- ☐ Other, description: _____
Doc Code: Artifact
- ☐ Other, description: _____
Doc Code: Artifact

11/15/02

ARTIFACT SHEET

Indicate quantity of item(s) received by the USPTO but not scanned.

☒ Priority Document No. 01202168.9 Country European
Doc Code: FRPR

☐ CD(s) containing computer program listing
Doc Code: Computer

☐ Stapled Set(s) of Extra Color Drawings
Doc Code: Artifact

☐ CD(s) containing pages of specification ☐
and/or sequence listing ☐
Doc Code: Artifact

☐ CD(s) with content unspecified
Doc Code: Artifact

☐ Microfilm(s)
Doc Code: Artifact

☐ Video tape(s)
Doc Code: Artifact

☐ Other mass storage media, description: _____
Doc Code: Artifact

☐ Model(s)
Doc Code: Artifact

☐ Other, description: _____
Doc Code: Artifact

☐ Other, description: _____
Doc Code: Artifact

☐ Other, description: _____
Doc Code: Artifact

11/15/02